

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)	
)	
Implementation of the Subscriber Carrier)	
Selection Changes Provisions of the)	
Telecommunications Act of 1996)	CC Docket No. 94-129
)	
Policies and Rules Concerning)	
Unauthorized Changes of Consumers)	
Long Distance Carriers)	

**AT&T OPPOSITION TO JOINT PETITION FOR WAIVER OF
NORTHEAST NEBRASKA TELEPHONE COMPANY AND NEBCOM, INC.
AND PETITIONS FOR WAIVER OF GREAT PLAINS COMMUNICATIONS,
INC. AND THE NEBRASKA CENTRAL TELEPHONE COMPANY**

Pursuant to Section 1.4(b)(2) of the Commission's Rules, 47 C.F.R. § 1.4(b)(2), AT&T Corp. ("AT&T") hereby opposes the joint petition for waiver of Northeast Nebraska Telephone Company and NebCom, Inc. ("Northeast Nebraska LECs"), the petition for waiver of Great Plains Communications, Inc. ("Great Plains") and the petition for waiver of Nebraska Central Telephone Company ("NCTC") (collectively referred to as "Petitioners")¹ in the above-captioned proceeding, which were filed in response to the Commission's *Third Reconsideration Order* in this docket regarding unauthorized changes in subscribers' selections of a preferred carrier,

¹ See FCC Public Notice, DA 03-3832, rel. December 3, 2003.

commonly referred to as “slamming.”² Specifically, Petitioners seek a waiver of the requirement that a local exchange carrier (“LEC”) verify the inbound carrier change requests when a customer seeks to switch to the LEC’s long distance affiliate. The Petitioners claim that because they do not slam customers, this obligation imposes unwarranted costs and it creates a competitive disadvantage for their IXC affiliate.³

For all of the reasons previously stated in AT&T’s Opposition To Rural ILECs’ Petition for Reconsideration, filed in this docket (CC-94-129) on July 29, 2003, a copy of which is attached as Attachment A for the convenience of the Commission, AT&T respectfully requests that the Commission deny the relief requested by Northeast

² *Implementation of the Subscriber Carrier Selection Changes Provisions of the Telecommunications Act of 1996; Policies and Rules Concerning Unauthorized Changes of Consumers’ Long Distance Carriers*, CC Docket No. 94-129, Third Order on Reconsideration and Second Further Notice of Proposed Rulemaking, FCC 03-42, released March 17, 2003 (“*Third Order on Reconsideration*”). A summary of the *Third Order on Reconsideration* was published in the Federal Register on April 18, 2003. See 68 Fed. Reg. 19152 & 19176; *correction* 68 Fed. Reg. 25313 (May 12, 2003).

³ Northeast Nebraska LECs Waiver Petition, dated October 10, 2003, at 1-2; Great Plains Waiver Petition, dated October 10, 2003, at 1-2; NCTC Waiver Petition, dated October 10, 2003, at 1-2. Petitioners filed their Petitions for Waiver as an alternative to the Rural ILECs Petition for Reconsideration, filed in this docket on May 19, 2003, which seeks the same relief.

Nebraska LECs, Great Plains and NCTC in their Petitions for Waiver.

Respectfully submitted,

AT&T Corp.

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January 2, 2004

CERTIFICATE OF SERVICE

I, Karen Kotula, hereby certify that on this 2nd day of January 2004, a true and correct copy of the foregoing “AT&T Opposition to Joint Petition for Waiver of Northeast Nebraska Telephone Company and NebCom, Inc. and Petitions for Waiver of Great Plains Communications, Inc. and the Nebraska Central Telephone Company” was served by first-class postage prepaid U.S. mail and via e-mail upon.

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/s/ Karen Kotula
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